CERTIFICATE OF MAII	Mat	ter No.		
Applicant(s): Daniel, et a	al. Filing Date	Examiner	61 Group Art No.	804 Confirmation No.
09/916,190	July 26, 2001	Unknown	2681	7093
09/910,190	July 20, 2001	Ulkilowii	2081	7093

Invention: RESOURCE MANAGEMENT IN CELLULAR NETWORKS

I hereby certify that a Transmittal (2 pages, in duplicate); Information Disclosure Statement (5 pages); Information Disclosure Statement by Applicant including the 3 listed references; Certificate of Mailing by First Class Mail (1 page); and a stamped, pre-addressed postcard are being mailed by U. 3 Postal Service First Class Mail to Addressee, Mail Stop Non-Fee, Commissioner for Patents, P.O. Box/1 1450, Alexandria, VA 22313-1450, this 29th day of January, 2004.

Gayle Canfield

(Typed or Printed Name of Person Mailing Correspondence

(Signature of Person Mailing Correspondence

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Technology Center 2600



## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Daniel, et al. Group No. 268				
	Applicant(s):	Daniel, et al.	Group No.	2681

Serial No.: 09/916,190 Examiner: Unknown

Filed: July 26, 2001 Confirmation No. 7093

For: Resource Management in Cellular

Networks

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## **TRANSMITTAL**

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Dear	V11"
Doai	ou.

☑ Information Disclosure Statement (5 pages)

Information Disclosure Statement by Applicant including the 3 listed references

Stamped, pre-addressed postcard

#### CERTIFICATE OF MAILING

I hereby certify that, on the date shown below, this correspondence is being

deposited with the United States Postal Service in an envelope addressed to: Mail Stop Non-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

#### MAILING

37 C.F.R. §1.8

implies as first class mail.

37 C.F.R. §1.10 as "Express Mail Post Office to Addressee" EXPRESS MAIL NO.

transmitted by facsimile to the Patent	and Trademark Office.	
Gayle Canfield	Hayle Cankeld	January 29, 2004
Name of Depositor	Signature	Date

The Commissioner is hereby authorized to charge any additional fees, which may be required to Deposit Account No. 50-1662. A duplicate of this request is attached.

Respectfully submitted,

Date: 1/29/04

POLSINELLI SHARTON &/WELTE, P.C.

Jerome R. Smith, Jr., Reg. No. 35,684

700 W. 47<sup>th</sup> Street, Suite 1000 Kansas City, Missouri 64112

Tel: (816) 360-4119 Fax: (816) 753-1536 Attorney for Applicants

29215 / 61804 JRSMI 1069433

Atty Docket No. 61804

First Class Mail

# N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Daniel, et al.

Group No.

2681

Serial No.:

09/916,190

Examiner:

Not Yet Assigned

Filed:

July 26, 2001

Conf. No.

7093

For:

Resource Management in Cellular

Networks

RECEIVED

FEB 0 4 2004

Mail Stop Non-Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Technology Center 2600

## INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is desired to cite for the record in this application the enclosed documents listed on the attached copy of PTO Form 1449. In sections I-IV, below, the paragraph(s) marked with an "x" in the requisite space are applicable to this Information Disclosure Statement.

## I. REQUEST FOR CONSIDERATION

(a) The enclosed Information Disclosure Statement is being filed within three months of the filing date or within three months of the entry of the national stage of the above-

#### CERTIFICATE OF MAILING

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deposited with the United States Postal Service in an envelope addressed to Mail Stop Non-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**MAILING** 

37 C.F.R. §1.8 as first class mail. 37 C.F.R. §1.10

as "Express Mail Post Office to Addressee" EXPRESS MAIL NO.

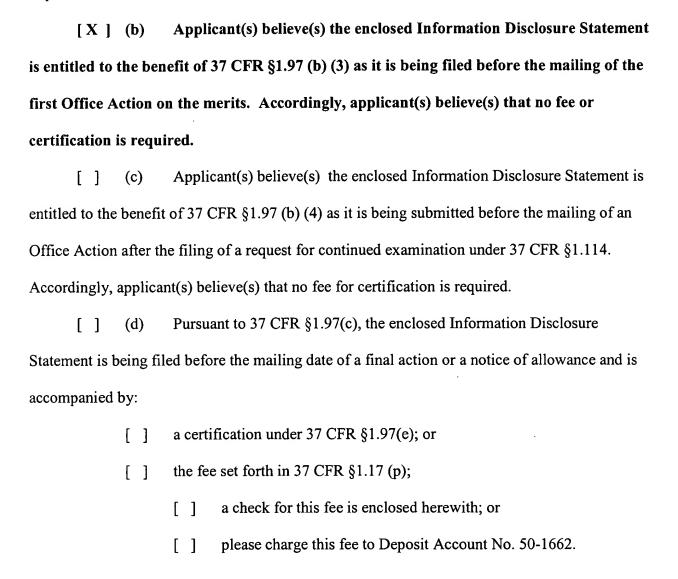
#### **FACSIMILE TRANSMISSION**

	transmitted	by	facsimile to	the	Patent an	d Trade	nyiatk	Office.
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Gayle Canfield Name of Depositor

January 29, 2004

identified application. Accordingly, applicant(s) believe(s) that no fee or certification is required.



### II. PETITION UNDER 37 CFR 1.97 (d)

[ ] a) Pursuant to 37 CFR §1.97 (d), applicant(s) hereby petition(s) the Commissioner to consider the attached Information Disclosure Statement. Applicant(s) state(s) that the issue fee has not been paid and that a certification under 37 CFR §1.97 (e) is provided herein, along with the petition fee of \$130.00 required under 37 CFR §1.17 (i) (1);

[ ] a check for this petition fee is enclosed herewith;						
[ ] please charge this petition fee to Deposit Account No. 50-1662;						
and						
b) The information disclosure fee of \$200.00 required by 37 CFR §1.17 (p) is						
believed to be due, and						
[ ] a check for this fee is enclosed herewith; or						
[ ] please charge this fee to Deposit Account No. 50-1662.						
III. CERTIFICATION UNDER 37 CFR §1.97 (e) (1)						
[ ] The undersigned hereby certifies that each item of information contained in the						
attached Information Disclosure Statement was cited in a communication from a foreign patent						
office in a counterpart foreign application mailed not more that three months prior to the filing of						
this statement. Art was cited in an International search Report mailedin the PCT						
Application Nocorresponding to the above listed patent application.						
[ ] A copy of theby the International Preliminary Examining						
Authority is enclosed herewith.						
IV. CERTIFICATION UNDER 37 CFR §1.97 (e) (2)						
[ ] The undersigned hereby certifies that no item of information contained in the						
attached Information Disclosure Statement was first cited in a communication from a foreign						
patent office in a counterpart foreign application or, to the knowledge of the undersigned, after						
making reasonable inquiry, was known to any individual having a duty of disclosure as set forth						
in 37 CFR §1.56 (c) more than three months prior to the filing of this statement.						

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a governmental or international or regional bureau searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 CFR §1.98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, applicant does not necessarily adopt the position reflected by that report.

The information herein cited is only in fulfillment of Applicant's(s') duty of candor in disclosing all information brought to Applicant's(s') attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve(s) the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**PATENT** 

Atty Docket No. 61804 First Class Mail

The Commissioner is hereby authorized to charge payment of any additional fees

associated with this communication or credit any overpayment to Deposit Account No. 50-1662.

Respectfully submitted,

POLSINELLI SHALTON & WELTE, P.C.

Jerome R. Smith, Jr. Reg. No. 35,684 700 W. 47<sup>th</sup> Street, Suite 1000

Kansas City, Missouri 64112

Tel: (816) 360-4119 Fax: (816) 753-1536 Attorney for Applicant(s)

29215 / 61804 JRSMI 1069440

1/29/04

Approved for use through 04/30/2003. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

titute for form 1449A/PTO

 Complete if Known

 Application Number
 09/916,190

 Filing Date
 July 26, 2001

 First Named Inventor
 Yoaz Daniel

 Art Unit
 2681

 Examiner Name
 Unknown

(use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number 61804

		Document Number	Publication Date	Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevant
Examiner Initials *	Cite No.1	Number - Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-			
		US-			DEOENE
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		US-			FEB 0 4 2004
		US-			I ED 0 2 2001
		US-			Technology Center 26
		US-			Technology Center 20
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	FOREIGN PATENT DOCUMENTS								
		Foreign Patent Document		Name of Patentee or	Pages, Columns, Lines,				
Examiner Initials*		Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T <sup>®</sup>				
		WO 99/16266	04/01/1999	Forslow					
		WO 02/056564 A1	07/18/2002	Norrgard, et al					
		WO 02/47328 A2	06/13/2002	Pathak, et al.					
						-			
	<u> </u>								

Examiner Signature	Date Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.